

COOS, SS

STATE OF NEW HAMPSHIRE

COOS SUPERIOR COURT  
214-2023-CR-00379

STATE OF NEW HAMPSHIRE

V.

TROY MERNER

**PARTIALLY ASSENTED/ PARTIALLY OBJECTED TO  
MOTION TO CONTINUE**

NOW COMES Counsel for the defendant, Troy Merner, and moves this Honorable Court to continue the Mediation scheduled for April 05, 2024. The States assents to a continuance but objects to the date Counsel wishes to schedule the next mediation. In support of this motion Counsel states:

1. Counsel represents the defendant in this matter.
2. There is a mediation set for April 5, 2024.
3. When Counsel received the notice of mediation he conferred with the State.
4. Counsel will be on trial in another court on April 5<sup>th</sup>.
5. Counsel conferred with the clerk's office for possible dates to continue the mediation.
6. The parties received two dates in May and then a possible date of July 1<sup>st</sup>.
7. Counsel is not available the two possible dates in May.
8. Counsel requests that the court set the next mediation for July 1, 2024.
9. The State assents to a continuance but objects to the July 1<sup>st</sup> date.
10. The parties continue to confer. The State revised their offer after Counsel objected to an illegal condition.
11. The parties would be amenable to setting the mediation in another court, preferably Merrimack Superior Court.

Motion Granted in part and consistent with the State's partial objection. More specifically, the April 5, 2024, mediation date is cancelled with mediation to be rescheduled in May 2024, as the docket permits as defendant's counsel gives no explanation as to why he is unavailable during the scheduled May 2024 mediation dates.

**Clerk's Notice of Decision  
Document Sent to Parties  
on 04/02/2024**



Honorable Lawrence A. MacLeod, Jr.

April 2, 2024

WHEREFORE, the defense respectfully requests that this Honorable Court:

- A. Continue this matter;
- B. Schedule a mediation for July 1, 2024;
- C. Grant any such other relief as may be proper and just.

April 1, 2024

Respectfully submitted by the  
defendant  
By their attorney,  
*/s/William Dolan*  
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Chelmsford, MA 01824  
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**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the foregoing pleading has been sent all parties via the electronic filing system.

*/s/ William Dolan*  
William Dolan, Esq.